IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Naofumi NAKAMURA et al.

Serial No. : 10/752,642

For : SEMICONDUCTOR DEVICE AND METHOD OF

FABRICATING THE SAME

Filed: January 7, 2004

Examiner : Chris C. Chu

Art Unit : 2815

Confirmation No. : 4109

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RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Non-Final Office Action dated February 2, 2009, having a three-month period of response set to expire on May 4, 2009, (May 2, 2009 being a Saturday) please consider the following remarks.

Listing of the Claims begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.